

PERKINS COIE LLP

607 FOURTEENTH STREET, N.W. · WASHINGTON, D.C. 20005-2011
TELEPHONE: 202 628-6600 · FACSIMILE: 202 434-1690

March 24, 1999

Via Hand Delivery

Thomas J. Andersen, Esq.
Office of the General Counsel
Federal Election Commission
999 E Street, NW - 6th Floor
Washington, DC 20463

Re: MUR 4763

Dear Mr. Andersen:

Enclosed please find the Response of the Jefferson County Democratic Party to the Federal Election Commission's Subpoena to Produce Documents and Order to Submit Written Answers.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

Marc E. Elias

Marc E. Elias
Counsel to Respondents

Enclosure

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
MAR 24 4 44 PM '99

[04031-0058/DA990820.039]

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

MUR 4763

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
MAR 24 4 44 PM '99

JEFFERSON COUNTY DEMOCRATIC PARTY'S
RESPONSE TO THE FEDERAL ELECTION
COMMISSION'S SUBPOENA TO PRODUCE DOCUMENTS
AND ORDER TO SUBMIT WRITTEN ANSWERS

1. *Produce all documents, including changed or superseded versions, related to the creation, organization, and operation of the Jefferson County Democratic Party, including but not limited to the constitution, charter, bylaws, rules, regulations, resolutions, agreements, contracts, procedural manuals, memoranda of understanding or any comparable governing documents.*

The Jefferson County Democratic Party ("JEF") has not located any documents responsive to this Request.

2. *State the relationship between the Jefferson County Democratic Party and each of the following (Texas) committees, including whether the committees have ever been financed, maintained or controlled in any manner by the Jefferson County Democratic Party, or vice versa. Describe fully such financial support, maintenance or control.*
 - a. *Texas Democratic Party*
 - b. *Bexar County Democratic Party*
 - c. *Dallas County Democratic Party*
 - d. *Galveston County Democratic Party*
 - e. *Harris County Democratic Party*

- f. Travis County Democratic Party*
- g. 21st Century Political Action Committee (name of record for the Tarrant County Democratic Party-Federal Account)*
- h. Nueces County Democratic Party*
- i. El Paso County Democratic Party*
- j. Hays County Democratic Party Executive Committee*
- k. Potter-Randall County Democratic Club*

JEF objects this Interrogatory on the grounds that the term "relationship is vague and ambiguous." JEF denies that it has ever "financed, maintained or controlled" any of the County Democratic Parties listed, or the Texas Democratic Party. Similarly, JEF denies that it has ever been "financed, maintained or controlled" by any of the County Democratic Parties listed or the Texas Democratic Party. It is a matter of public record that JEF and the Texas Democratic Party occasionally received and/or sent money to one another. The relationship between JEF and the other parties is their common commitment to the Democratic Party, its ideas, principles, and candidates.

- 3. Provide the date, amount and purpose of each and every transfer (including all direct and in-kind contributions) between the Jefferson County Democratic Party and each of the committees listed in Question 2.*

The information sought by this Interrogatory is contained in reports filed with the Federal Election Commission, as well as in documents produced in response to

Question No. 4. Because the information sought is as equally available to the Commission as it is to JEF, no further response is necessary.

4. *Identify and produce copies of all documents, including deposit slips and negotiated checks (front and back if applicable), representing, reflecting, referring to or relating to each and every transfer (including all direct and in-kind contributions) between the Jefferson County Democratic Party and each of the committees listed in Question 2.*

4. Documents responsive to this Request are attached as Bates numbers

JEF0001 through JEF0002.

5. *If not produced in response to Question 4, identify and produce all documents that formed the basis for determining the timing and amounts of each and every transfer (including direct and in-kind contributions) between the Jefferson County Democratic Party and each of the committees listed in Question 2.*

5. JEF objects to this Request on the grounds that the phrase "formed the basis for determining the timing of each and every transfer" is vague and ambiguous.

Documents responsive to this request are attached as Bates numbers JEF0001 through JEF0002.

6. *State whether there have ever been any written or unwritten policies or guidelines formulated between January 1, 1987 and the present concerning the transfers of funds (including direct and in-kind contributions) between the Jefferson County Democratic Party and each of the committees listed in Question 2. If so, produce copies of all such written policies. Describe in full the terms of all such unwritten policies.*

JEF is unaware of any such written or unwritten policies or guidelines other than FEC regulations.

7. *State whether there have ever been any written or unwritten contribution-sharing agreements or contracts, party quotas or dues structures, central accounting arrangements or any other financial arrangements entered into from January 1, 1987 to the present between the Jefferson County Democratic Party and each of the committees listed in Question 2. If so, produce copies of all such written agreements, contracts or arrangements. Describe in full the terms of all such unwritten agreements, contracts or arrangements.*

JEF is unaware of any such agreements.

8. *State whether any contributions by the Jefferson County Democratic Party in connection with federal elections have ever been made in cooperation, consultation or concert with, or at the request or suggestion of any of the party committees listed in Question 2. If yes, state the year(s) and candidate(s) supported.*

JEF is unaware of any contributions as described in this Interrogatory.

9. *State whether the Texas Democratic Party has ever requested or suggested to Jefferson County Democratic Party that it make specific contributions to any federal candidates or has ever consulted or worked in concert with Jefferson County Democratic Party in their making of any such contributions. If yes, state the year(s) and candidate(s) supported.*

JEF is unaware of any contributions as described in this Interrogatory.

10. *State whether the Jefferson County Democratic Party has ever requested or suggested to any of the committees listed in Question 2 that they make specific contributions to any federal candidates or has ever been consulted or worked in concert with any of listed committees in their making of any such contributions. If yes, state the year(s) and candidate(s) supported.*

JEF is unaware of any contributions as described in this Interrogatory.

11. *Identify all individuals who hold or have held positions, whether paid or unpaid, with the Jefferson County Democratic Party, and who hold or have also held positions, whether paid or unpaid, with any of the committees listed in Question 2.*

JEF has not identified any such persons.

12. *State whether the Texas Democratic Party has the authority or ability to hire, appoint, demote, remove or otherwise control the officers, or other decision-making employees, or members of Jefferson County Democratic Party.*

The Texas Democratic Party has no such authority or ability.

I declare under penalty of perjury that the foregoing is true and correct. Dated this 23 day of March, 1999.


Gilbert Adams

TEXAS DEMOCRATIC PARTY-FEDERAL

(MULTICANDIDATE, FEC C00099267)
919 CONGRESS, SUITE 650 512-478-9800
AUSTIN, TX 78701



Norwest Bank Texas, South Central
P.O. Box 2019
Austin, Tx 78768-2019

5154

88-257/1131
521

PAY Seven Hundred Sixty-Nine and 50/100-----Dollars

DATE AMOUNT

10/16/96 \$769.50

TO
THE
ORDER
OF

Jefferson County Democratic Party-Federal
450 N. MLK
Beaumont, TX 77701

⑈005154⑈ ⑆113102578⑆ 3000211834⑈

TEXAS DEMOCRATIC PARTY-FEDERAL
AUSTIN, TX 78701

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW
IF NOT CORRECT, PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED

Birthday Distribution

DEPOSIT

**GUARANTY**
FEDERAL BANK FSB

3150006280

Account Number

JEFF G. DEMOCRATIC PARTY

Name (Please Print)

(Federal Act)

Customer Signature (less cash)

Check Hold: ☐ 2 days \$ ☐ 5 days \$

Checks and other items are received for deposit subject to the provisions of the uniform commercial code or any applicable collection agreement.

10/24/96
DATE

FSR #

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Tran. Code

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DEPOSIT SLIP

Currency	
Coin	
Checks	TX Dem. Party Federal
	"Birthday Distribution"
	769.50
Total	
Less Cash	
Net Deposit	769.50

GFB 2000 (Rev 7/95)

⑆5101⑈5900⑆

FEC4763-JEF-0001

1855 CALDER PH. 409-835-3000 409-724-7162
BEAUMONT, TEXAS 77701.

10/24 96 $\frac{88-7068}{3149} 150$

88-7068 150
3149

Pay to the ORDER OF

TEXAS DEMOCRATIC PARTY - FEDERAL

\$ 692.55
DOLLARS

GUARANTY
FEDERAL BANK F.B.B.
MONROE OFFICE • DALLAS TEXAS 75225
PROCESSING CENTER • AUSTIN TEXAS
SEALBLOOM BAKING CENTER

Gilbert J. Adams, Jr.

PROCESSING CENTER - AUSTIN TEXAS
REANONTS BANKING CENTER

~~FOR~~ RETURNED CONTRIBUTION (90%/10%)
(Bikeway Distribution) 001137 1:3649706664

0000069255

**PAY TO THE ORDER OF
NORWEST BANK OF TEXAS
AUSTIN, TEXAS
114915531
FOR DEPOSIT ONLY
TEXAS DEMOGRAPHIC PARTNERSHIP
(MULTICAPITAL) F, LLC C0000292
3000211834**

0410

14-00000-1 56-87-07 88 040111

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